

REFERENCE TITLE: traffic violations; fines; distribution

State of Arizona  
Senate  
Forty-seventh Legislature  
Second Regular Session  
2006

## **SB 1410**

Introduced by  
Senators Martin, Allen, Blendu; Representatives Barnes, Reagan: Rosati

### AN ACT

AMENDING SECTION 28-1554, ARIZONA REVISED STATUTES; AMENDING TITLE 41, CHAPTER 12, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1721; RELATING TO TRAFFIC VIOLATIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 28-1554, Arizona Revised Statutes, is amended to  
3 read:

4       28-1554. Disposition of fees, fines, forfeitures and civil  
5       penalties

6       A. EXCEPT AS PROVIDED IN SUBSECTION C OF THIS SECTION, all fees,  
7 fines, forfeitures and civil penalties imposed and collected by the municipal  
8 courts in the exercise of their concurrent jurisdiction shall be retained by  
9 and inure to the benefit of the city or town in which the municipal court is  
10 located.

11     B. All fees, fines, forfeitures and civil penalties imposed and  
12 collected by the justice court shall be retained by and inure to the benefit  
13 of the county in which the court is located.

14     C. IN CITIES AND TOWNS, FORTY-SIX PER CENT OF ALL FEES, FINES,  
15 FORFEITURES AND CIVIL PENALTIES IMPOSED AND COLLECTED ANNUALLY BY THE  
16 MUNICIPAL COURTS FOR TRAFFIC COMPLAINTS ISSUED ON A FREEWAY, AS DEFINED IN  
17 SECTION 28-7901, IN EXCESS OF THE AMOUNT COLLECTED BY THE COURTS FOR CALENDAR  
18 YEAR 2005 PURSUANT TO SUBSECTION A OF THIS SECTION SHALL BE DEPOSITED  
19 PURSUANT TO SECTIONS 35-146 AND 35-147 IN THE DEPARTMENT OF PUBLIC SAFETY  
20 FUND ESTABLISHED BY SECTION 41-1721.

21 Sec. 2. Title 41, chapter 12, article 2, Arizona Revised Statutes, is  
22 amended by adding section 41-1721, to read:

23       41-1721. Department of public safety fund; exemption

24       A. THE DEPARTMENT OF PUBLIC SAFETY FUND IS ESTABLISHED CONSISTING OF  
25 MONIES APPROPRIATED BY THE LEGISLATURE AND MONIES DEPOSITED PURSUANT TO  
26 SECTION 28-1554. THE DEPARTMENT SHALL ADMINISTER THE FUND AND SHALL SPEND  
27 MONIES IN THE FUND AS FOLLOWS:

28       1. FOR HIRING HIGHWAY PATROL OFFICERS, INCLUDING PERSONAL SERVICES AND  
29 EMPLOYEE RELATED EXPENDITURES.

30       2. FOR OPERATIONAL EQUIPMENT PURCHASES, INCLUDING LESS-LETHAL  
31 ELECTRO-MUSCULAR DISRUPTION WEAPONS, BODY ARMOR, BREATH ALCOHOL DETECTION  
32 DEVICES AND VEHICLE VIDEO CAMERAS.

33       B. FUND MONIES:

34       1. DO NOT REVERT TO THE STATE GENERAL FUND.

35       2. ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO  
36 LAPSING OF APPROPRIATIONS.

37       3. ARE CONTINUOUSLY APPROPRIATED.

38       4. SUPPLEMENT, NOT SUPPLANT, EXISTING AND FUTURE APPROPRIATIONS.